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OFFICE OF PETITIONS

In re Patent No. 7,727,261	:	
Issue Date: 06/01/2010	:	DECISION ON PETITION
Application No. 10/731,210	:	UNDER 37 CFR 1.78(a)(3)
Filed: 12/09/2003	:	
Attorney Docket No. PC398.08/MSDI-1005	:	

This is a decision on the petition under 37 CFR 1.78(a)(3), filed May 25, 2010, to accept an unintentionally delayed claim under 35 U.S.C. 120 for the benefit of priority to a prior-filed nonprovisional application.

The petition is **DISMISSED**.

The present petition seeks acceptance of a late claim for priority to a prior-filed application. The issue fee was paid on April 13, 2010. The application issued as a patent before a decision was reached on the petition under 37 CFR 1.78(a)(3). Therefore, submission of a certificate of correction (accompanied by the \$100.00 fee) is required as a condition for granting the petition under 37 CFR 1.78(a)(3).

Accordingly, before the petition under 37 CFR 1.78(a)(3) can be granted, a renewed petition under 37 CFR 1.78(a)(3), a completed certificate of correction, and the \$100.00 fee as noted above, must be submitted.

Further correspondence with respect to this matter should be addressed as follows:

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Correspondence may also be submitted electronically via EFS-Web.

Any questions concerning this matter may be directed to the undersigned at (571) 272-3211.

Christina Tartera Donnell

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